

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY)	
POWER COMPANY FOR APPROVAL OF)	CASE NO.
AFFILIATE AGREEMENTS RELATED TO THE)	2021-00421
MITCHELL GENERATING STATION)	

ORDER

A hearing in the above-styled matter was held by on Tuesday, March 1, 2022, at 9 a.m. Eastern Standard Time. At the conclusion of the witness testimony, staff counsel requested to file post-hearing data requests and counsel for Kentucky Power Company (Kentucky Power) requested to file a post-hearing brief after responses to data requests had been filed.

Also at the March 1, 2022 hearing, Kentucky Power discussed the possibility of filing an amendment to the Mitchell Ownership Agreement to include the possibility of dividing Mitchell Power Plant's (Mitchell) two units between Kentucky Power and Wheeling Power Company. Kentucky Power shall notify the Commission before March 16, 2022, whether or not Kentucky Power intends to file a proposed amendment to the Mitchell Ownership Agreement. If Kentucky Power decides to file a proposed amendment to the Mitchell Ownership Agreement, Kentucky Power shall include in the notice the dates its counsel and representatives are available for an informal conference and a hearing. If Kentucky Power decides to file a proposed amendment, the briefing schedule established by this Order shall be stricken.

IT IS THEREFORE ORDERED that:

1. Post-hearing data requests, if any, shall be filed on or before March 4, 2022.
2. Responses to post-hearing data requests shall be filed on or before March 16, 2022.
3. Before March 16, 2022, Kentucky Power shall notify the Commission whether or not Kentucky Power intends to file a proposed amendment to the Mitchell Ownership Agreement. If Kentucky Power decides file a proposed amendment to the Mitchell Ownership Agreement, Kentucky Power shall include dates its counsel and representatives are available for an informal conference and a hearing.
4. Kentucky Power may file an initial memorandum brief in support of its post-hearing position on or before March 21, 2022.
5. The Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention and Kentucky Industrial Utility Customers, Inc. may file response briefs on or before April 4, 2022.
6. Kentucky Power may file a reply brief on or before April 11, 2022.

This case shall stand submitted for a decision by the Commission effective 12:01 a.m., April 12, 2022.

By the Commission



ATTEST:

Nancy Vuseel for
Executive Director

Case No. 2021-00421

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